IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH
AT HYDERABAD

MONDAY, THE TWENTY THIRD DAY OF OCTOBER
TWO THOUSAND AND SIX
:PRESENT:

THE HON'BLE SRI JUSTICE C.Y. SOMAYAJULU

CMA. NO. 761 OF 2001

Between:

Smt. K.Shoba W/o K.M.Surya

Appellant

AND

1. P.Chinnappa W/o Kannaiah
2. P.Vinayaka, aged 17 years
3. P.Kutti, aged 15 years

(2 and 3 are minors rep. by Guardian and mother Smt. P.Chinnappa, R/o Vasanthapuram Kothakota Post, Puthalapattu Mandal, Chittoor District)

4. Ravindra Naidu
5. M/s Oriental Insurance Company Limited, Chittoor
6. United India Insurance Company Limited, rep. by Branch Manager, Chittoor

(Respondents 4 and 5 are made formal parties and not necessary)
(Respondent No. 6 is impleaded vide order of Court dated: 2-3-2001 in CMP. No. 24730 of 2000)

.....Respondents

Appeal under Section 173 of Motor Vehicles Act, praying that in the circumstances stated in the grounds filed therewith the High Court to against the order of the Court of the I Additional District Judge-cum-M.A.C.Tribunal, Chittoor, made in M.V.O.P. No. 271/1993, dated: 02-08-1997.

The Appeal coming on for hearing upon perusing the appeal and grounds filed in support thereof and the order of the High Court dated: 27-12-2000 & 02-03-2001 and made in CMP. No. 25413 of 2000, and upon hearing the arguments of Sri Noushad Ali, Advocate for the Appellant, and of Sri K.Srinivas, Advocate for the Respondent No.1 to 3, the Court made the following;

ORDER:

"Since the 6th respondent is impleaded as a party, for the first time in this appeal, he should have an opportunity to contest the case. If I remit the case to the trial court for fresh disposal, it will consume a long time so the 6th respondent shall file its counter in the O.P. on or before 27-11-2006 in this Court. If it wants to cross-examine any of the witnesses examined by the claimants, it can also file a petition for that purpose on or before that date, so that this Court itself can record the evidence and dispose of the appeal as per the evidence on record after giving a due opportunity to the 6th respondent.

Post on 27-11-2006.”

Sd/- K.LAKSHMI NARAYANA
ASSISTANT
REGISTRAR

//true copy//

ASSISTANT

REGISTRAR

To

1. The I Additional District Judge-cum-Motor Accident Claims Tribunal, Chittoor
2. The Branch Manager, United India Insurance Company Ltd., Chittoor
3. One CC to Sri Noushad Ali, Advocate (OPUC).
4. One Spare Copy.

HIGH COURT

CYSJ

DATE: 23-10-2006

NOTE; POST ON 27-11-2006

ORDER

CMA. NO. 761 OF 2001

DIRECTION